

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

BRANDON LEE SCHIRO

PLAINTIFF

v.

CAUSE NO. 1:18CV39-LG-RHW

LT. LISA WAYNE, et al.

DEFENDANTS

**ORDER ADOPTING REPORT AND RECOMMENDATION
AND GRANTING MOTION FOR SUMMARY JUDGMENT**

For the reasons stated in the [62] Report and Recommendation entered by Magistrate Judge Robert H. Walker on June 5, 2019, and after an independent review of the record, a de novo determination of the issues, consideration of the plaintiff's [63] Objection to the Report and Recommendation and the defendants' [64, 65] Responses to the Objection, and having determined that the findings are correct under applicable law,

IT IS ORDERED AND ADJUDGED that the [62] Report and Recommendation is **ADOPTED** as the opinion of this Court.

IT IS, FURTHER, ORDERED AND ADJUDGED that the [51, 55] Motions for Summary Judgment filed by the defendants are **GRANTED**. This lawsuit is **DISMISSED WITHOUT PREJUDICE** for failure to exhaust administrative remedies.

SO ORDERED AND ADJUDGED this the 9th day of July, 2019.

s/ Louis Guirola, Jr.

LOUIS GUIROLA, JR.
UNITED STATES DISTRICT JUDGE